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Attorneys for Defendants,
C&H SUGAR COMPANY, INC. and
AMERICAN SUGAR REFINING, INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

GLEN LEATHERBURY,

Plaintiff,

v.

C&H SUGAR COMPANY, INC., a Delaware
Corporation, AMERICAN SUGAR
REFINING, INC., a Delaware Corporation,
and DOES 1-100, inclusive,

Defendant.

CASE NO. CV 10-01969 SI

**STIPULATION AND ~~PROPOSED~~
ORDER TO CONTINUE PRE-TRIAL
DATES**

The parties hereby stipulate and agree as follows:

WHEREAS; the parties took longer than expected to complete the electronically stored

1 information (“ESI”) collection due to an error caused by Defendant’s third-party vendor.

2 WHEREAS; the parties have agreed to mediate this matter and would like to do so
3 before incurring expense to prepare and oppose motions for summary judgment.

4 WHEREAS; Plaintiffs would like to complete the depositions of third-party witnesses
5 Francine Cronin and Kim Merritt prior to participating in mediation.

6 THE PARTIES HEREBY AGREE AND REQUEST a continuance of the pre-trial dates
7 as follows:

8 Dispositive motions:

- 9 • Filed by: October 5, 2012
- 10 • Opp. due by: October 19, 2012
- 11 • Reply due by: October 26, 2012
- 12 • Set for hearing no later than November 9, 2012 at 9:00 a.m.

13 Non-Expert Discovery cutoff: October 8, 2012

14 Expert designation: August 17, 2012

15 Rebuttal expert designation: September 17, 2012

16 Expert discovery cutoff: October 8, 2012

17 Pretrial conference: January 7, 2012 at 3:30 p.m.

18 Jury Trial: January 21, 2012 at 8:30 a.m.

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1 DATED: June 11, 2012

GEONETTA & FRUCHT, LLP

2 By: /s/ Kenneth N. Frucht

3 Kenneth N. Frucht, Esq.

4 Frederick J. Geonetta, Esq.

Attorneys for Plaintiffs

GLEN LEATHERBURY

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6 DATED: June 11, 2012

EPSTEIN BECKER & GREEN, P.C.

7 By: /s/ Lauren M. Cooper

8 Steven R. Blackburn

Matthew A. Goodin

Lauren M. Cooper

Attorneys for Defendants,

9 C&H SUGAR COMPANY, INC. and

10 AMERICAN SUGAR REFINING, INC.

11 **[PROPOSED] ORDER**

12 IT IS HEREBY ORDERED that the pre-trial dates are continued as follows:

13
14 Dispositive motions:

- 15 • Filed by: October 5, 2012
- 16 • Opp. due by: October 19, 2012
- 17 • Reply due by: October 26, 2012
- 18 • Set for hearing no later than November 9, 2012 at 9:00 a.m.

19 Non-Expert Discovery cutoff: October 8, 2012

20 Expert designation: August 17, 2012

21 Rebuttal expert designation: September 17, 2012

22 Expert discovery cutoff: October 8, 2012

23 Pretrial conference: ~~January 7~~, 2012 at 3:30 p.m.
Dec. 18,

24 Jury Trial: January ~~21~~²², 2012 at 8:30 a.m.

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26 PURSUANT TO THE STIPULATION, IT IS SO ORDERED

27 Date: 6/12/12


JUDGE OF THE DISTRICT COURT